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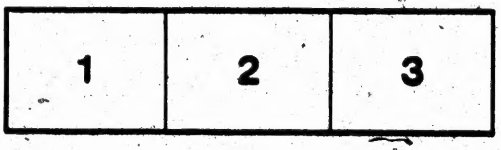

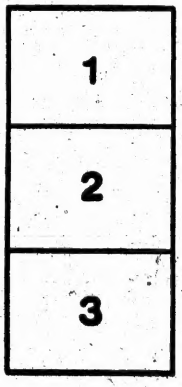

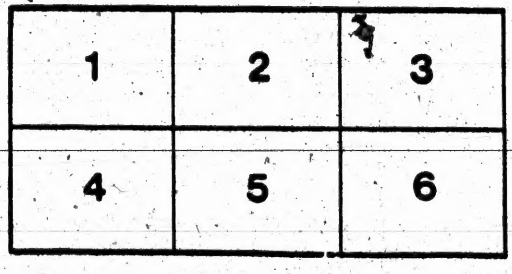

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BY-LAWS

OF THE

Ontario Fish & Game

PROTECTIVE ASSOCIATION.

MARCH 1ST, 1876.

TORONTO:

G. C. PATTERSON, Printer, 48 King Street East.

1876.

1655 YA

OFFICERS.

PRESIDENT :

JOHN O. HEWARD, Esq.

VICE-PRESIDENTS :

F. P. AUSTIN, Esq., Ottawa,

G. W. GILDERSTONE, Esq., Windsor.

SECRETARY-TREASURER :

T. HERBERT MARSH.

CENTRAL COMMITTEE :

STEPHEN HEWARD, GEORGE WARIN,

H. J. GRASETT, J. E. ROBERTSON,

J. MAUGHAN, Jr.

GENERAL COMMITTEE.

W. C Shreiber, Esq.,. ....Lefroy.
Sheriff Woodruff, ...St. Catharines.
J. J. McKenzie, Esq.,.....Hamilton.
W. Taylor, Esq., ...Sarnia.
Sam'l Wilmot, Esq., ...Newcastle.
J. A. McCulloch, Esq., ...Stratford.
J. L. Watkis, Esq.,..... .... Port Perry.
Geo. Holman, Esq..... ... .London.
J. W. Dill, Esq., ...Bracebridge.
Major Peck, ...Minden.
Major C. A. Boulton,.....Lakefield.
Charles Gilchrist, Esq.,. .....Port Hope.
A. Diamond, Esq. .....Belleville
L. H. Smith, Esq.,..... .. ..Strathroy.
Judge Chadwick, ... Guelph.
P. M. Hays, Esq.,.....Goderich.
Morgan Jellet, Esq., ...Brockville.
Captain Giffard, ...Cobourg.
R. W. Standley, Esq.,. .....Grafton.
Duncan Plumb, Esq.,..... .....Niagara.
Col. Tisdale, ...Simcoe.
Wm. Higgins, Esq.,..... .....

BY-LAWS

OF THE

Ontario Fish & Game Protective Association

PREAMBLE.

WHEREAS, It has been found necessary for the preservation of Game, Fish and Fur-bearing Animals in Ontario that an Association should exist to advocate the passage of suitable laws, to enforce such laws, and to promote a healthy public opinion in relation thereto, certain gentlemen of the Province of Ontario have formed this Association for those purposes, and have adopted the following as its Constitution :—

ARTICLE. I.

NAME.

This Association shall be called the ONTARIO FISH AND GAME PROTECTIVE ASSOCIATION.

ARTICLE II.

OBJECT OF ASSOCIATION.

The objects of this Association shall be the preservation of Game, Fish and Fur-bearing

animals in the Province of Ontario, and the strict enforcement of the laws relating thereto, by the prosecution of any persons found breaking them.

ARTICLE III.

OFFICERS.

The officers shall consist of a President, First and Second Vice-Presidents, Secretary-Treasurer, a Central Committee of five, and a General Committee of not less than twenty-five. Any member having paid the annual subscription shall be eligible for office. The officers shall be members *ex-officio* of the Central Committee; they shall reside in the City of Toronto, except the Vice-Presidents. The Vice-Presidents and the members of the General Committee shall reside out the City of Toronto.

ARTICLE IV.

DUTIES OF THE PRESIDENT.

It shall be the duty of the President to preside at all meetings, to see the rules strictly enforced, to give the casting vote whenever there is a tie, and to perform such other duties as usually appertain to the President of an association.

ARTICLE V.

DUTIES OF VICE-PRESIDENTS.

The Vice-Presidents shall assist the President when necessary, and in his absence perform all duties as before mentioned.

ARTICLE VI.

ABSENCE OF PRESIDENT AND VICE-PRESIDENTS.

In the absence of both President and Vice-Presidents any member of a Committee may be elected to preside.

ARTICLE VII.

DUTIES OF SECRETARY-TREASURER.

The duties of Secretary-Treasurer shall be to keep a correct record of all proceedings of the Association, issue all notices, to receive all moneys of the Association, to pay all orders sanctioned by the Central Committee, to see that all subscriptions and fines are regularly collected, to keep an account of all moneys received and expended, and to furnish an account at each annual meeting.

ARTICLE VIII.

DUTIES OF CENTRAL COMMITTEE.

To investigate all cases of infringements of the laws, to give instructions as to proceedings against guilty parties, to direct the payment of any rewards deemed advisable, and to conduct the general management of the Association.

ARTICLE IX.

DUTIES OF THE GENERAL COMMITTEE.

To report to the Secretary-Treasurer all cases of infringements of the laws in their respective neighbourhoods which may come under their notice.

ARTICLE X.

ANNUAL MEETING.

The Annual Meeting shall be held on the second Wednesday in January, each year. Notice of same to be given by Secretary-Treasurer to each member, or by such advertisements as he may deem necessary.

ARTICLE XI.

SPECIAL MEETINGS.

Special Meetings of the Association may be called by the President at any time, upon the

written request of five members. The Secretary-Treasurer shall notify each member of such meeting, and the notice shall state the object of the meeting so called.

ARTICLE XII.

MEETINGS OF CENTRAL COMMITTEE.

The Central Committee shall meet by notice of the Secretary-Treasurer. Three members to form a quorum.

ARTICLE XIII.

MEMBERSHIP FEE.

Any person, by paying the sum of one dollar annually, may become a member, and shall be considered as having pledged his honor to promote and assist in carrying out the objects of the Association.

ARTICLE XIV.

AMENDMENTS TO CONSTITUTION.

This Constitution, or any part of it, can only be amended by a two-thirds vote, and any member wishing to propose any amendment must notify the Secretary in writing, and the Secretary shall notify each member at least one week before the general meeting at which such amendment is to be proposed.

GAME ACT OF 1872.

FOR ONTARIO.

None of the said animals or birds shall be hunted, taken or killed within the period hereinafter limited:—

Deer, Elk, Moose, Reindeer or Cariboo shall not be hunted, taken or killed between the first day of December and the first day of September in the following year.

Wild Turkeys, Grouse, Pheasants or Partridges shall not be hunted taken or killed between the first day of January and the first day of September.

Quail shall not be hunted, taken or killed between the first day of January and the first day of October.

Woodcock shall not be hunted, taken or killed between the first day of January and the first day of July.

Snipe shall not be hunted, taken or killed between the first day of May and the fifteenth day of August.

Waterfowl, which are known as Mallard, Grey

Duck, Black Duck, Wood or Summer Duck, and all the kinds of Duck known as Teal, shall not be hunted, taken or killed between the first day of January and the fifteenth day of August.

Hares or Rabbits shall not be hunted, taken or killed between the first day of March and the first day of September.

No person shall have in his possession any of the said animals or birds, or any part or portion of any such animals or birds, during the periods in which they are so protected; Provided that they may be exposed for sale for one month, and no longer, after such periods, and may be had in possession for the private use of the owner and his family at any time; but in all cases the proof of the time of killing or taking shall be upon the party so in possession.

No eggs of any of the birds above mentioned shall be taken, destroyed, or had in possession by any person at any time.

None of the said animals or birds, shall be trapped or taken by means of traps, nets, snares, gins, baited lines, or other similar contrivances; nor shall such traps, nets, snares, gins, baited lines or contrivances, be set for them, or any of

them at any time; and such traps, nets, snares, gins, baited lines and contrivances, may be destroyed by any person without such person thereby incurring any liability therefor.

None of the contrivances for taking or killing the wild fowl known as Swans, Geese or Ducks, which are described as batteries, sunken punts or night lights, shall be used at any time.

And whereas fur-bearing animals should be protected during the seasons when their skins are of little value, be it enacted that no Beaver, Muskrat, Mink Martin, Racoon, Otter or Fisher shall be hunted, taken, killed or had in the possession of any person between the first day of May and the first day of November; nor shall any traps, snares, gins, or other contrivance, be set for them during such period; nor shall any Muskrat-house be destroyed at any time; and any such traps, snares, gins or other contrivances so set, may be destroyed by any person without such person thereby incurring any liability therefor.

Indians are forbidden to fish or shoot illegally the same as white men.

FINES.

Offences against this Act shall be punished

upon summary conviction on information or complaint before a Justice of the Peace as follows, with costs :—

1. In the case of Deer, Elk, Moose, Reindeer or Cariboo, by a fine not exceeding fifty dollars, nor less than ten dollars, for each animal;

2. In the case of birds or eggs, by a fine not exceeding twenty-five dollars, nor less than five dollars, for each bird or egg;

3. In the case of the fur-bearing animals, by a fine not exceeding twenty-five dollars, nor less than five dollars, for each animal;

4. In the case of other breaches of this Act, by a fine not exceeding twenty-five dollars, nor less than five dollars.

The whole of such fine shall be paid to the prosecutor.

FISHERY LAWS.

FOR THE DOMINION.

Salmon shall not be caught or killed between the first of September and the first of May.

Speckled Trout shall not be caught or killed between the fifteenth of September and the first of January.

White Fish shall not be caught or killed between the twelfth of November and the first December.

Salmon Trout shall not be caught or killed between the twelfth November and the first of December.

Pickerel and Maskinonge shall not be caught or killed between the fifteenth of April and the fifteenth of May.

Bass shall not be caught or killed between the fifteenth of May and the fifteenth of June.

It shall not be lawful to fish for, catch or kill Salmon Trout, White Fish, Speckled Trout, Winnowniche, Maskinonge, Bass, Bar Fish, Pickerel, Herring or Shad by means of spear, grapnel, hooks, negog or nishagans.

No person shall fish for, kill, buy, sell or possess the young of any of the Fish named in this Act.

Sawdust or mill-rubbish shall not be drifted or thrown into any stream frequented by the Fish under a penalty not exceeding one hundred dollars ($100).

It shall be the duty of every customs officer, excise officer, police officer, or constable, clerk of a market or other person in charge of any market place in any village, town or city to seize and forfeit, on view, to his own proper use, or gift, any fish mentioned in this Act, caught or killed during prohibited seasons, or which appears to have been killed by unlawful means, and every such seizure and appropriation must be reported to the Fishery Officer.

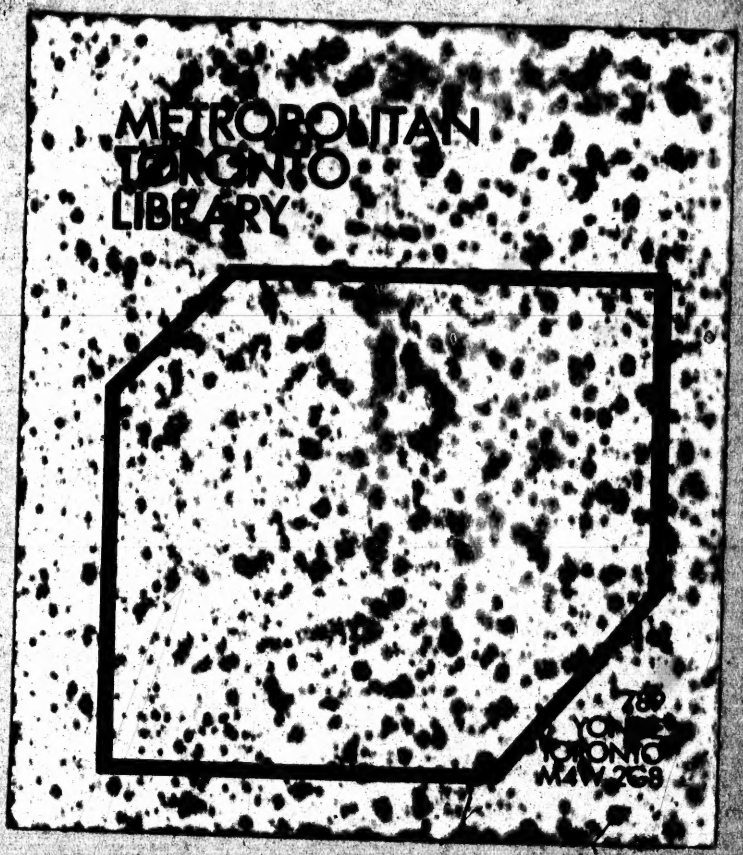
Every offender against the provisions of this Act shall for each offence incur a fine of not more than twenty dollars, besides all costs, and in default of payment shall be imprisoned in each case for not less than eight days and not exceeding one month, and the fine may be collected by distress. One half the fine goes to the prosecutor.

Indians are forbidden to fish or shoot illegally the same as white men.

All materials, implements or appliances used and all fish had in contravention of this Act, may be seized and confiscated on view by any person for dealing to any magistrate.

Each penalty or forfeiture imposed by this Act may be recovered on parole complaint before any Fishery Officer, Stipendiary or other Magistrate in a summary manner, on the oath of one credible witness.

When any offence under this Act is committed in, upon or near any waters forming the boundary between different counties or districts, such offence may be prosecuted before any Magistrate or Fishery Officer in either of such counties or districts.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